

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:17-cv-02032-APM**

COMPETITIVE ENTERPRISE INSTITUTE v. UNITED
STATES DEPARTMENT OF STATE

Assigned to: Judge Amit P. Mehta

Case: 1:17-cv-02438-APM

Cause: 05:552 Freedom of Information Act

Plaintiff

**COMPETITIVE ENTERPRISE
INSTITUTE**

Date Filed: 10/03/2017

Jury Demand: None

Nature of Suit: 895 Freedom of
Information Act

Jurisdiction: U.S. Government Defendant

represented by **Christopher Cochran Horner**
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TERMINATED: 10/13/2017
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V.

Defendant

**UNITED STATES DEPARTMENT OF
STATE**

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Date Filed	#	Docket Text
10/03/2017	<u>1</u>	COMPLAINT against UNITED STATES DEPARTMENT OF STATE (Filing fee \$ 400 receipt number 0090-5142136) filed by COMPETITIVE ENTERPRISE INSTITUTE. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons for the US Attorney, # <u>3</u> Summons for the agency, the State Department, # <u>4</u> Summons for the Attorney General)(Bader, Hans) (Entered: 10/03/2017)
10/03/2017		Case Assigned to Judge Timothy J. Kelly. (sth) (Entered: 10/03/2017)
10/03/2017	<u>2</u>	SUMMONS (3) Issued Electronically as to UNITED STATES DEPARTMENT OF STATE, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent)(sth) (Entered: 10/03/2017)
10/04/2017		Case randomly reassigned to Judge Amit P. Mehta. Judge Timothy J. Kelly is no longer assigned to the case. (ztnr) (Entered: 10/04/2017)
10/12/2017	<u>3</u>	Corporate Disclosure Statement by COMPETITIVE ENTERPRISE INSTITUTE. (Bader, Hans) (Entered: 10/12/2017)
10/13/2017	<u>4</u>	NOTICE of Appearance by Christopher Cochran Horner on behalf of COMPETITIVE ENTERPRISE INSTITUTE (Horner, Christopher) (Entered: 10/13/2017)
10/13/2017	<u>5</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to COMPETITIVE ENTERPRISE INSTITUTE. Attorney Hans Frank Bader terminated. (Bader, Hans) (Entered: 10/13/2017)
10/13/2017	<u>6</u>	NOTICE of Appearance by Sam Kazman on behalf of COMPETITIVE ENTERPRISE INSTITUTE (Kazman, Sam) (Entered: 10/13/2017)
11/09/2017	<u>7</u>	NOTICE of Appearance by Daniel Patrick Schaefer on behalf of UNITED STATES DEPARTMENT OF STATE (Schaefer, Daniel) (Entered: 11/09/2017)
11/09/2017	<u>8</u>	ANSWER to Complaint by UNITED STATES DEPARTMENT OF STATE.(Schaefer, Daniel) (Entered: 11/09/2017)
11/10/2017	<u>9</u>	ORDER. Both a complaint and an answer are now before the court in this FOIA case. It is hereby ordered that the parties shall meet and confer and file a Joint Status Report not later than December 1, 2017. Please see the attached Order for details. Signed by Amit P. Mehta on 11/10/2017. (lcapm2) Modified on 11/10/2017 to correct signature date (zcdw). (Entered: 11/10/2017)
11/10/2017		Set/Reset Deadlines/Hearings: Joint Status Report due by 12/1/2017. (zcdw) (Entered: 11/10/2017)
11/10/2017	<u>10</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 10/10/2017., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 10/10/2017. (Answer due for ALL FEDERAL DEFENDANTS by 11/9/2017.), RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES DEPARTMENT OF STATE served on 10/24/2017 (Kazman, Sam) (Entered: 11/10/2017)
12/01/2017	<u>11</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF STATE. (Attachments: # <u>1</u> Text of Proposed Order)(Schaefer, Daniel) (Entered: 12/01/2017)
12/01/2017		MINUTE ORDER. In light of the parties' <u>11</u> Joint Status Report, the parties are directed to file another Joint Status Report, on or before March 5, 2018, that updates the court on their progress, advises the court whether summary judgment will be necessary and, if so, proposes a briefing schedule. Signed by Judge Amit P. Mehta on 12/1/2017. (lcapm2) (Entered: 12/01/2017)

12/01/2017		Set/Reset Deadlines/Hearings: Joint Status Report due by 3/5/2018. (zcdw) (Entered: 12/01/2017)
12/11/2017	<u>12</u>	NOTICE of Appearance by Charles Devin Watkins on behalf of COMPETITIVE ENTERPRISE INSTITUTE (Watkins, Charles) (Entered: 12/11/2017)
03/01/2018	<u>13</u>	Unopposed MOTION to Consolidate Cases by UNITED STATES DEPARTMENT OF STATE (Attachments: # <u>1</u> Text of Proposed Order)(Schaefer, Daniel) (Entered: 03/01/2018)
03/02/2018		MINUTE ORDER granting Defendant's <u>13</u> Unopposed Motion to Consolidate Cases. This matter is hereby consolidated with Competitive Enterprise Institute v. U.S. Department of State, 17-cv-2438 (TJK). All pleadings relating to 17-cv-2438 shall, from here forward, be filed in this matter. Signed by Judge Amit P. Mehta on 3/2/2018. (lcapm2) (Entered: 03/02/2018)
03/05/2018	<u>14</u>	Joint STATUS REPORT by COMPETITIVE ENTERPRISE INSTITUTE. (Attachments: # <u>1</u> Text of Proposed Order)(Watkins, Charles) (Entered: 03/05/2018)
03/05/2018		MINUTE ORDER. In light of the parties' <u>14</u> Joint Status Report, the parties are directed to file another Joint Status Report on or before April 4, 2018, that contains a schedule for document production of responsive records. Signed by Judge Amit P. Mehta on 3/5/2018. (lcapm2) (Entered: 03/05/2018)
03/05/2018		Set/Reset Deadlines/Hearings: Joint Status Report due by 4/4/2018. (zcdw) (Entered: 03/06/2018)
03/19/2018		CASE CONSOLIDATED. Case 17-2438 has been consolidated with 17-2032 pursuant to a Minute Court Order entered 3/2/2018. From this date forward all pleadings shall be filed ONLY in the lead earlier case, Civil Action No. 17-2032. The parties are advised NOT to elect to SPREAD text when filing in ECF, as this will result in repetitive docketing and emails. (zrdj) (Entered: 03/19/2018)
04/04/2018	<u>15</u>	STATUS REPORT by UNITED STATES DEPARTMENT OF STATE. (Attachments: # <u>1</u> Text of Proposed Order)(Schaefer, Daniel) (Entered: 04/04/2018)
04/05/2018	<u>16</u>	STATUS REPORT by COMPETITIVE ENTERPRISE INSTITUTE. (Watkins, Charles) (Entered: 04/05/2018)
04/05/2018		MINUTE ORDER. In light of the parties' <u>15</u> <u>16</u> Status Reports and proposed schedule, the parties are directed to file a Joint Status Report on or before June 11, 2018, that updates the court on their progress. Signed by Judge Amit P. Mehta on 4/5/2018. (lcapm2) (Entered: 04/05/2018)
04/05/2018		Set/Reset Deadlines/Hearings: Joint Status Report due by 6/11/2018. (zcdw) (Entered: 04/07/2018)
06/11/2018	<u>17</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF STATE. (Attachments: # <u>1</u> Text of Proposed Order)(Schaefer, Daniel) (Entered: 06/11/2018)
07/02/2018		MINUTE ORDER. In light of the parties' <u>17</u> Joint Status Report, the parties are directed to file another Joint Status Report on or before July 11, 2018, that updates the court on their progress and, if necessary, proposes a briefing schedule for summary judgment. Signed by Judge Amit P. Mehta on 7/2/2018. (lcapm2) (Entered: 07/02/2018)
07/02/2018		Set/Reset Deadlines: Joint Status Report due by 7/11/2018. (zjd) (Entered: 07/03/2018)
07/11/2018	<u>18</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF STATE. (Attachments: # <u>1</u> Text of Proposed Order)(Schaefer, Daniel) (Entered: 07/11/2018)
07/13/2018		MINUTE ORDER. In light of the parties' <u>18</u> Joint Status Report, the parties are directed to file another Joint Status Report on or before September 18, 2018. Signed by Judge Amit P. Mehta on 7/13/2018. (lcapm2) (Entered: 07/13/2018)
07/13/2018		Set/Reset Deadlines: Joint Status Report due by 9/18/2018. (zjd) (Entered: 07/16/2018)
09/18/2018	<u>19</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF STATE. (Attachments: # <u>1</u> Text of Proposed Order)(Schaefer, Daniel) (Entered: 09/18/2018)

09/20/2018		MINUTE ORDER. In light of the parties' <u>19</u> Joint Status Report, the parties shall submit a subsequent Joint Status Report updating the court on the processing of responsive records and recommending a course for further proceedings on or before October 18, 2018. Signed by Judge Amit P. Mehta on 09/20/2018. (lcapm2) (Entered: 09/20/2018)
09/20/2018		Set/Reset Deadlines: Joint Status Report due by 10/18/2018. (zjd) (Entered: 09/20/2018)
10/18/2018	<u>20</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF STATE. (Attachments: # <u>1</u> Text of Proposed Order)(Schaefer, Daniel) (Entered: 10/18/2018)
10/19/2018		MINUTE ORDER. In light of the parties' <u>20</u> Joint Status Report, the parties shall submit a subsequent Joint Status Report updating the court on the processing of responsive records and recommending a course for further proceedings on or before January 16, 2019. Signed by Judge Amit P. Mehta on 10/19/2018. (lcapm2) (Entered: 10/19/2018)
10/19/2018		Set/Reset Deadlines: Joint Status Report due by 1/16/2019. (zjd) (Entered: 10/19/2018)
01/15/2019	<u>21</u>	Unopposed MOTION to Stay , Unopposed MOTION for Extension of Time to <i>All Deadlines</i> by UNITED STATES DEPARTMENT OF STATE (Attachments: # <u>1</u> Text of Proposed Order)(Pfaffenroth, Peter) (Entered: 01/15/2019)
01/15/2019		MINUTE ORDER granting Defendant's <u>21</u> Motion for a Stay. This matter is hereby stayed. Within three business days of Department of Justice operations resuming, Defendants shall notify the court by when the parties will file their Joint Status Report. Signed by Judge Amit P. Mehta on 1/15/2019. (lcapm2) (Entered: 01/15/2019)
01/30/2019	<u>22</u>	NOTICE of Restored Government Funding and Proposed Schedule by UNITED STATES DEPARTMENT OF STATE (Schaefer, Daniel) (Entered: 01/30/2019)
01/30/2019		MINUTE ORDER. The parties next Joint Status Report shall be filed by February 20, 2019. Signed by Judge Amit P. Mehta on 1/30/2019. (lcapm2) (Entered: 01/30/2019)
01/30/2019		Set/Reset Deadlines: Joint Status Report due by 2/20/2019. (zjd) (Entered: 02/05/2019)
02/21/2019	<u>23</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF STATE. (Attachments: # <u>1</u> Text of Proposed Order)(Schaefer, Daniel) (Entered: 02/21/2019)
02/21/2019		MINUTE ORDER. The parties shall file their next Joint Status Report no later than April 22, 2019, updating the court on the processing of records and recommending a further course of proceedings in this matter, including a summary judgment briefing schedule, if necessary. Signed by Amit P. Mehta on 2/21/2019. (lcapm2) (Entered: 02/21/2019)
02/21/2019		Set/Reset Deadlines: Joint Status Report due by 4/22/2019. (zjd) (Entered: 03/07/2019)
04/22/2019	<u>24</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF STATE. (Attachments: # <u>1</u> Text of Proposed Order)(Schaefer, Daniel) (Entered: 04/22/2019)
04/22/2019	<u>25</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF STATE. (Attachments: # <u>1</u> Text of Proposed Order)(Schaefer, Daniel) (Entered: 04/22/2019)
04/23/2019		MINUTE ORDER. The parties shall file their next Joint Status Report no later than May 30, 2019, updating the court on the processing of records and recommending a further course of proceedings in this matter, including a summary judgment briefing schedule, if necessary. Signed by Amit P. Mehta on 4/23/2019. (lcapm2) (Entered: 04/23/2019)
04/23/2019		Set/Reset Deadlines: Joint Status Report due by 5/30/2019. (zjd) (Entered: 04/25/2019)
05/30/2019	<u>26</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF STATE. (Attachments: # <u>1</u> Text of Proposed Order)(Schaefer, Daniel) (Entered: 05/30/2019)
07/01/2019	<u>27</u>	Joint STATUS REPORT by COMPETITIVE ENTERPRISE INSTITUTE. (Watkins, Charles) (Entered: 07/01/2019)
07/03/2019		MINUTE ORDER. The parties shall file a Joint Status Report by August 2, 2019, which proposes a course for further proceedings in this matter. Signed by Judge Amit

		P. Mehta on 07/03/2019. (lcapm3) (Entered: 07/03/2019)
07/03/2019		Set/Reset Deadlines: Joint Status Report due by 8/2/2019. (zjd) (Entered: 07/03/2019)
08/02/2019	<u>28</u>	Joint STATUS REPORT by COMPETITIVE ENTERPRISE INSTITUTE. (Watkins, Charles) (Entered: 08/02/2019)
08/05/2019	<u>29</u>	ORDER setting the schedule for further proceedings in this matter: Plaintiff's Motion for Summary Judgment shall be filed on or before October 23, 2019; Defendant's Cross-Motion for Summary Judgment and Opposition to Plaintiff's Motion for Summary Judgment shall be filed on or before November 13, 2019; Plaintiff's Combined Reply and Opposition to Defendant's Motion for Summary Judgment shall be filed on or before November 27, 2019; and Defendant's Reply shall be filed on or before December 11, 2019. See the attached Order for additional details. Signed by Judge Amit P. Mehta on 8/5/2019. (lcapm2) (Entered: 08/05/2019)
08/05/2019		Set/Reset Deadlines: Plaintiff's Motion for Summary Judgment due by 10/23/2019. Defendant's Cross-Motion and Opposition due by 11/13/2019. Plaintiff's Reply and Opposition due by 11/27/2019. Defendant's Reply due by 12/11/2019. (zjd) (Entered: 08/06/2019)